

15750 U.S. PTO  
040904

**UTILITY PATENT APPLICATION TRANSMITTAL**  
(only for new and continuation-in-part nonprovisional applications  
under 37 CFR 1.53(b))

Client-Matter No.:  
66872-039

Address to: Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING BY "EXPRESS MAIL"**

"EXPRESS MAIL" MAILING LABEL NUMBER: EV 431 287 335 US

DATE OF DEPOSIT: April 9, 2004

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING  
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE  
"EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER  
37 C.F.R. 1.10 ON THE DATE INDICATED ABOVE, AND IS  
ADDRESSED TO: MAIL STOP PATENT APPLICATION,  
COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA,  
22313-1450.

Paul Choi  
(TYPED OR PRINTED NAME OR PERSON MAILING PAPER OR FEE)

Paul Choi  
(SIGNATURE OF PERSON MAILING PAPER OR FEE)

This is a request for filing a

X New utility patent application under 37 CFR 1.53(b).  
Continuation-in-part under CFR 1.53(b)(2) of prior application serial no. \_\_\_\_\_, filed  
\_\_\_\_\_ (list entire parentage).

Title: **BOTULINUM TOXIN A PEPTIDES AND METHODS OF PREDICTING AND  
REDUCING IMMUNORESISTANCE TO BOTULINUM TOXIN THERAPY**

Full Name of Each Inventor: M. Zouhair Atassi

Enclosed are:

<u>X</u>	<u>1</u>	Return receipt postcard
		Patent Application Bibliographic Data Sheet
<u>X</u>	<u>1</u>	Page application cover sheet
<u>X</u>	<u>122</u>	Pages of specification (includes claims and abstract)
<u>X</u>	<u>28</u>	Sheets of drawing(s)
		Pages of an executed Declaration for Patent Application
		An executed Power of Attorney for Patent Application by Assignee
<u>X</u>	<u>1</u>	Paper copy of sequence listing, pages 1 through 4
<u>X</u>	<u>1</u>	Sequence listing in computer readable form (1 diskette)
<u>X</u>	<u>1</u>	Statement Under 37 CFR 1.821(f)
		An executed assignment and cover sheet
		An executed Statement Under 37 CFR 3.73(b)
		An executed small entity statement
		Request for Nonpublication and Certification
		Also enclosed:

— This application is based on prior foreign application(s) No.(s) \_\_\_\_\_, filed in  
\_\_\_\_\_ on \_\_\_\_\_, respectively, and priority is hereby claimed therefrom.

X This application is based on, and claims the benefit of, U.S. Provisional Application No.  
60/462,754, filed April 11, 2003, and entitled BOTULINUM TOXIN A PEPTIDES AND  
METHODS OF PREDICTING AND REDUCING IMMUNORESISTANCE TO  
BOTULINUM TOXIN THERAPY, and which is incorporated herein by reference.

17510 U.S. PTO  
10/821669



040904

Inventor: M. Zouhair Atassi  
Serial No.: Unknown  
Filed: Herewith  
Page 2

— This application is based on, and claims the benefit of, U.S. Provisional Application No. 60/\_\_\_\_\_ (yet to be assigned), filed \_\_\_\_\_, which was converted from U.S. Serial No. \_\_\_\_\_, and entitled \_\_\_\_\_, and which is incorporated herein by reference.

The filing fee has been calculated as shown below:

					Rate			Fee	
	Number Filed		Number Extra		Small Entity	Other Entity		Small Entity	Other Entity
Total Claims	168 - 20	=	148	x	\$9	\$18		\$	\$
Indepen- dent Claims	11 - 3	=	8	x	\$43	\$86	=	\$	\$
Multiple Dependent Claims Presented: _X_ Yes ___ No					\$145	\$290		\$	\$
					BASIC FEE			\$385	\$770
					TOTAL FEE			\$0.00	\$

— Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_. A duplicate copy of this sheet is enclosed.

X The payment of the filing fee is to be deferred until the Declaration is filed. Do not charge our deposit account.

— The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required or credit any overpayment to Deposit Account No. \_\_\_\_\_. A duplicate copy of this sheet is enclosed.

Address all future communications to:

Cathryn Campbell  
McDERMOTT, WILL & EMERY  
4370 La Jolla Village Drive, Suite 700  
San Diego, California 92122  
telephone:(858) 535-9001  
facsimile:(858) 535-8949

Respectfully submitted,

April 9, 2004  
Date

Andrea L. Gashler  
Andrea L. Gashler  
Registration No. 41,029  
Telephone No.: (858) 535-9001  
Facsimile No.: (858) 535-8949

McDERMOTT, WILL & EMERY  
4370 La Jolla Village Drive  
Suite 700  
San Diego, California 92122

USPTO CUSTOMER NUMBER: 41552